

DAVID BURCHARD
CHAPTER 13 TRUSTEE
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UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA

In re:

STEVEN and HEIDI C MARTINEZ
235 ALMOND WY.
HEALDSBURG, CA 95448

###-##-9552 ###-##-9250

Debtor(s)

Chapter 13

Case No: 10-1-4663AJ13

Date: May 8, 2013

Time: 01:30 PM

Ctrm: 99 South E Street

Santa Rosa, CA 95404-6517

NOTICE OF HEARING ON MOTION OF CHAPTER 13 TRUSTEE, DAVID BURCHARD,
TO DISMISS CASE UNDER 11 U.S.C. 1307 (c)(1)

TO: THE ABOVE-NAMED DEBTOR(S) AND TO DEBTOR'S(') ATTORNEY OF RECORD HEREIN:

PLEASE TAKE NOTICE that Chapter 13 Trustee, DAVID BURCHARD, (hereinafter referred to as "THE TRUSTEE") files this Motion seeking the dismissal of this Chapter 13 case pursuant to the provisions of 11 U.S.C. 1307 (c)(1) due to Debtor(s) failure to make plan payments as described in Debtor(s)' confirmed Chapter 13 plan.

The Trustee's Motion will be heard on May 8, 2013 at 01:30 PM in the United States Bankruptcy Court located at 99 South E Street, Santa Rosa, CA 95404-6517, . In the event you fail to appear at the hearing on this motion, the Court may enter an order for the relief requested, without further hearing.

DATED: April 5, 2013

DAVID BURCHARD

DAVID BURCHARD

Chapter 13 Trustee

United States Bankruptcy Court

Northern District of California

San Francisco/Santa Rosa Division

CERTIFICATE OF MAILING

I am over the age of 18 years and not a party to this action. I am employed by the Trustee whose business address is 393 Vintage Park Drive, Suite #150, Foster City, CA. On the date set forth below, I served a true and correct copy of this Notice of Hearing on Motion of Chapter 13 Trustee, David Burchard, to Dismiss Case Under 11 U.S.C. 1307 (c)(1) and this **Certificate of Mailing**, on the persons listed below by following our ordinary business practice for service, which is either deposited in the ordinary course of business with the U.S. Postal Service by first class mail or served by electronic transmission from the Court, if applicable. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

STEVEN and HEIDI C MARTINEZ
235 ALMOND WY.
HEALDSBURG, CA 95448

DANIEL B. BECK
BECK LAW, P.C.
2681 CLEVELAND AVE.
SANTA ROSA, CA 95403

Dated: April 5, 2013

LIZ WHIGHAM
LIZ WHIGHAM
Case Administrator